



General Assembly

Substitute Bill No. 5796

February Session, 2006

* _____HB05796ENV____032006_____*

AN ACT CONCERNING DAIRY VIABILITY.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective July 1, 2006*) (a) There is established an
2 account to be known as the "dairy viability account" that shall be an
3 account of the General Fund. The account may contain any moneys
4 required by law to be deposited in the account. Investment earnings
5 credited to the assets of the account shall become part of the assets of
6 the account. Any balance remaining in said account at the end of any
7 fiscal year shall be carried forward in said account for the fiscal year
8 next succeeding.

9 (b) Not later than thirty days following the tax due date for the tax
10 imposed under section 12-587 of the 2006 supplement to the general
11 statutes, a portion of such tax, in the amount of three million one
12 hundred thousand dollars, shall be credited by the Comptroller to the
13 dairy viability account.

14 (c) A dairy farmer may apply to the Commissioner of Agriculture,
15 on a form prescribed by the commissioner, to be reimbursed for bulk
16 milk pickup tanker transportation fuel charges incurred on or after
17 July 1, 2005. The commissioner may reimburse the applicant for said
18 charges from the dairy viability account.

19 Sec. 2. Section 22-131 of the 2006 supplement to the general statutes

20 is repealed and the following is substituted in lieu thereof (*Effective*
21 *October 1, 2006*):

22 (a) In accordance with section 4-9a, as amended, the Governor, with
23 the advice and consent of either house of the General Assembly, shall
24 appoint eight electors of the state, [two] three of whom are actively
25 engaged in the retail sale [and distribution] of milk, [two of whom are]
26 one of whom is actively engaged in the processing of milk, two of
27 whom have no active or financial interest in the production or sale of
28 milk, and two of whom are actively engaged in the production of milk,
29 which eight electors, with the Commissioner of Public Health, or the
30 commissioner's designee, and the Commissioner of Agriculture, shall
31 constitute the Milk Regulation Board. The Governor, for cause, after a
32 public hearing, may remove any appointed member of the board.

33 (b) The Milk Regulation Board shall keep a record of all its
34 proceedings. The Commissioner of Agriculture shall be the
35 chairperson of the board, shall enforce the regulations established by
36 the board and shall further administer any other duties prescribed by
37 the board. The office of the Commissioner of Agriculture shall be the
38 office of the board. Each of the eight members of the Milk Regulation
39 Board appointed under the provisions of this section shall receive
40 seventy-five dollars for each day the member attends a meeting of the
41 board. The total payments to each member shall not exceed seven
42 hundred fifty dollars each year, such payments to be made from the
43 appropriations made for the Commissioner of Agriculture.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>July 1, 2006</i>	New section
Sec. 2	<i>October 1, 2006</i>	22-131

Statement of Legislative Commissioners:

In subsection (c) of section 1, the word "bulk" was inserted before "milk" and the word "tanker" was inserted after "pickup" for consistency with the general statutes.

ENV *Joint Favorable Subst.*